

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LEA NEWMERZHYCKY,

Plaintiff,

v.

GRANT MERCANTILE AGENCY, INC.,

Defendant.

Case No. 1:21-cv-01040-NONE-EPG

ORDER DISCHARGING ORDER
REQUIRING DEFENDANT GRANT
MERCANTILE AGENCY, INC. TO SHOW
CAUSE WHY SANCTIONS SHOULD NOT
ISSUE FOR FAILURE TO APPEAR AT THE
MANDATORY INITIAL SCHEDULING
CONFERENCE

(ECF No. 9)

On September 17, 2021, the Court entered an order requiring Defendant Grand Mercantile Agency, Inc. ("Defendant") to show cause why sanctions should not issue for its counsel's failure to appear at the September 16, 2021 Initial Scheduling Conference. (ECF No. 9.) Defendant was directed to respond to the Court's order in writing within seven days. (*Id.*)

On September 20, 2021, Defendant filed a written response to the order to show cause. (ECF No. 10.) According to the response, counsel failed to appear at the conference due to a calendaring error. (*Id.*) The calendaring mistake has since been corrected and will not be encountered in the future. (*Id.*)

In light of counsel's explanation, the Court will discharge the order to show cause.

///

1 Accordingly, IT IS HEREBY ORDERED that the Court's September 17, 2021 order
2 (ECF No. 9) for Defendant to show cause why sanctions should not issue for its counsel's failure
3 to appear at the mandatory Initial Scheduling Conference is DISCHARGED.

4 The parties are reminded that the Initial Scheduling Conference shall be held on
5 September 28, 2021 at 11:00 AM in Courtroom 10 (EPG) before the undersigned. To participate
6 telephonically, each party is directed to use the following dial-in number and passcode: 1-888-
7 251-2909; passcode 1024453.

8 IT IS SO ORDERED.

9
10 Dated: September 21, 2021

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE